

BHS

The opinion in support of the decision being
entered today is not binding precedent of the Board.

Paper 62

Filed by: Mark Nagumo
Administrative Patent Judge
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Filed
21 August 2002

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

AUG 21 2002

ERIC SARTORI and JEAN-MARIE TEULON,

Junior Party,
(Patent 5,866,596),

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

v.

CHARLES PUIG DURAN, FERRAN PUJOY NOGUERA
and DOLORS FERNANDEZ FORNER,

Senior Party
(Application 09/158,966).

Patent Interference No. 104,558

JUDGEMENT PURSUANT TO 37 C.F.R. § 1.662

A. Findings of Fact

1. On August 6, 2002, Junior Party Sartori, through counsel, filed Paper No. 61, in which Sartori conceded priority to senior party Duran as to Count 1, the only count in this interference.

2. As of the date of this JUDGMENT, there is no record of any settlement agreement between the parties in this proceeding.

B. Order


Upon consideration of the Paper summarized immediately
supra, it is

ORDERED that judgment on priority as to Count 1, the
sole count in the interference, is awarded against junior party
Sartori.

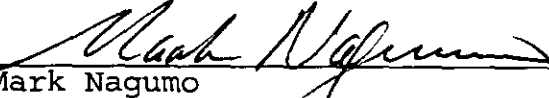
FURTHER ORDERED that junior party Sartori is not
entitled to a patent containing claims 1-12 (corresponding to
Count 1) of U.S. Patent No. 5,866,596.

FURTHER ORDERED that a copy of this paper shall be made
of record in files of application 09/158,966 and U.S. Patent
5,866,596.

FURTHER ORDERED that if there is a settlement
agreement, attention is directed to 35 U.S.C. § 135(c) and 37
C.F.R. § 1.661.


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Sally C. Medley)
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104,558

cc (via First Class Mail):

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